

JUN 06 2014

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Pro Se *Plaintiff*

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DISTRICT

CHRISTOPHER B. AND RENEE G.
JULIAN

Plaintiff(s),

vs.

James Rigney, Et Al,

Defendant(s).

Case Number: 4:13CV00054

CHRISTOPHER B. AND RENEE G.
JULIAN'S REPLY TO RESPONSE FOR
SANCTIONS OF KATHERINE
DECOSTER.

REPLY TO RESPONSE TO MOTIONS FOR SANCTIONS.

Comes now Plaintiff's s Christopher B. and Renee G. Julian in opposition to Katherine DeCosters response to motions for sanctions. Rule 5(b)(2)(E) is very specific "If the person consented in writing" Plaintiffs never consented in writing to any electronic form of service.

Reply to Response for Sanctions of Katherine DeCoste CASE NO.: 4:13CV00054

1 Plaintiffs simply did Ms DeCoster a favor letting her know of her errors. Plaintiffs had no reason
2 to object to her email and a response was merely a common curtsey. It is plainly direct, obvious,
3 and observable that plaintiffs were made aware of these motions only by the courts service of the
4 Jonesboro notice. Plaintiffs would not have had such a notice had they not been Pro-Se. Plaintiffs
5 never had any opportunity to make any motion or any reply with regards to Ms DeCosters
6 motion for an extension of time to respond as the Court granted the motion without Plaintiffs
7 having any knowledge of its existence. There is no way now nor was there every anyway for this
8 error to be justly corrected. The Jonesboro notice was the one and only reason Plaintiffs
9 responded to the Motion to dismiss and plea of immunity. This was for Plaintiffs a very serious
10 issue. It put Plaintiffs case in a very precarious situation as the Defendants motion was for failure
11 to state a claim and given the lenience gifted in the filing of the complaint Plaintiffs could not
12 jeopardize the case with a motion for default judgment.

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14 **Facts**

15 **I. Motion for extension of time to file a response. Dkt 14 & 15**

16 The Court new Plaintiffs were Pro-Se. This is evidenced by the issuance of the Jonesboro notice.
17 The Court Clerk had informed Plaintiffs on inquiry Judge Jackson L. Kiser never grants Pro-Se
18 Plaintiffs access to electronic filing. The Court new when the Defendant filed the motion for
19 extension of time to respond that it had not been served for this reason. This is further evidenced
20 by the time the Court allowed for Plaintiffs to file an opposition ref dkt 14 & 17 and dkt 21 & 23
21 as opposed to the length granted when the USAG made the same motion and note the Holiday
22 weekend in the filing of dkt 21. The Court approved this motion knowing it was not effective.
23 Dkt 17 Since Plaintiffs had no knowledge this motion had been filed until after receiving the
24 Jonesboro notice from the court dkt 18 Plaintiffs never had any opportunity at all to oppose this
25 motion.

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28 Reply to Response for Sanctions of Katherine DeCoste CASE NO.: 4:13CV00054

1 **II. Motion to Dismiss for failure to state a claim and plea for Sovereign and qualified**
2 **immunity.**

3 This Motion placed Plaintiff's in a very precarious position jeopardizing elements of our case.
4 Plaintiffs had to respond to countless issues Sovereign Immunity, Qualified Immunity, failure to
5 state a claim, etc raised in defense of Ms Johnson that were by rule subject to summary judgment
6 as they were issues raised outside of the complaint, hence the Jonesboro notice. Furthermore,
7 Plaintiffs were subjected to numerous allegations in the motion of faults in the filing directly
8 attributable to the courts instructions not to make legal arguments or citations. Had plaintiffs
9 motioned for default judgment, a viable motion in response to failure to effect service, however,
10 the court could have, and, we now know would have dismissed Ms Johnson on failure to state a
11 claim. Was that the prime objective? Defeating the primary reason Ms Johnson was named in
12 this suit, Ms Johnson's participation in aiding and abetting RICO USDA in the Commission of
13 the enterprises objectives, an argument that had been completely pulled from the original
14 complaint to comply with the Courts instructions not to cite statues, cases or make legal
15 arguments. A compliance with the courts instructions, which caused Plaintiffs serious undue and
16 unnecessary complications, and has significantly, delayed the entire process while causing
17 significant physical and mental stress to plaintiffs as well as stealing precious time from our
18 lives.

19 The Courts actions with regard to these two motions together with the Courts action approving
20 the USAG's motion for extension without granting Plaintiffs a single day of the Clerks Office
21 being open to file an opposition, when the court clerk had been informed plaintiffs were
22 attempting to file a responsive motion **Exhibit AT**. Plaintiffs viewed these actions as biased and
23 prejudicial treatment by this court which resulted in Plaintiffs contacting the 4CCA on 11/14/
24 2013 **Exhibit AU** attempting to file a grievance for prejudicial treatment by this court.
25 Additionally, two articles on the experience were published on the internet "Legal Conundrum
26 by Federal Rules of Civil Procedure 5(b)2(e) on January 1, 2014 and "Op Ed for the Federal
27 District Courts" on January 15th 2014 after being denied publication by the Wall Street Journal.
28 Reply to Response for Sanctions of Katherine DeCoste CASE NO.: 4:13CV00054

1 One additional article " The Weak" discussing the experience was published on January 7, 2014.
2 It is further worth noting that after all the motions had been filed the Court did not act to make a
3 ruling and the moving party never motioned for a hearing or advised the court as prescribed by
4 local rule 11(b). Did the Court and the Defendants council wait intentionally? There is
5 absolutely no way to prove these acts were not coordinated between the court and the Defense
6 Councils. And there is evidence in the docket of ex parte communication. Everyone is welcome
7 to read any of our articles at Blueridgesprings on wordpress.com There will be many more to
8 come.
9

10 CONCLUSION

11 A Corrupt Federal Agency aided and abetted by a Corrupt Federal Court is a travesty of justice
12 for American Democracy an Insult to the U.S. Judicial system, to the constitution of the United
13 States of America, and to Life, Liberty, and Justice for all. It results in tranny, oppression, and
14 absolute despotism of the people, justifying completely and succinctly the second amendment to
15 the constitution of the United States. There is no greater criminal than the criminal that sits on
16 the bench robbing America of its foundations.
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19 Respectfully Submitted,

20 Christopher B. and Renee G. Julian Pro-Se
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28 Reply to Response for Sanctions of Katherine DeCoste CASE NO.: 4:13CV00054

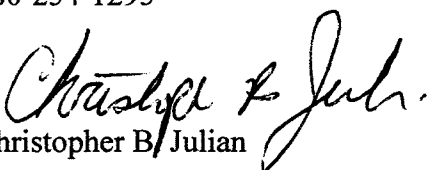
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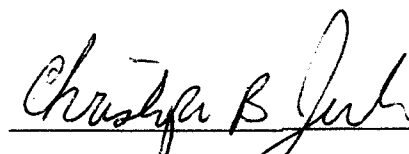
6 980-254-1295

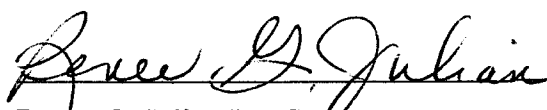
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8 
9 Christopher B. Julian

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11 Renee G. Julian

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16 I hereby certify that on June , 2014, a true and correct copy of the foregoing instrument has
17 been forwarded by certified mail to counsel of record.

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20 Christopher B. Julian Pro-Se

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23 Renee G. Julian Pro-Se

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